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FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

2011 JUN -3 AM 10:28
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO
TOLEDO

MARTHA VASSALE, et al.,)	
)	CASE NO.: 3:11-cv-0096
Plaintiff,)	
)	HON. DAVID A. KATZ
v.)	
)	<u>And Related Cases:</u>
MIDLAND FUNDING LLC, et al.,)	Case No. 3:10-cv-0091
)	
Defendant.)	
)	MOTION OF THE
)	STATE OF WEST VIRGINIA
)	FOR ADMISSION <i>PRO HAC VICE</i>
)	OF ANTHONY J. MAJESTRO

The State of West Virginia *ex rel.* Darrell V. McGraw, Jr., Attorney General ("West Virginia"), by and through the undersigned counsel, pursuant to Local Rule 83.5(h) of the United States District Court for the Northern District of Ohio, and hereby respectfully moves this Court for the admission, *pro hac vice*, of Anthony J. Majestro, Special Assistant Attorney General for the State of West Virginia to appear and participate in this matter as counsel for West Virginia. The address for the Office of the Attorney General for the State of West Virginia is State Capitol Complex, Building 1, Room E-26, Charleston, West Virginia 25305; Telephone: 304-558-2021; Fax: 304-558-0140. Mr. Majestro's address is Powell & Majestro, PLLC, 405 Capitol Street, Suite P1200, Charleston, West Virginia 25301; Telephone: 304-346-2889; Fax: 304-346-2895; Email: amajestro@powellmajestro.com.

West Virginia wishes to appear specially for the limited purpose of opposing the inclusion of a final anti-suit injunction barring claims it may bring against parties to be released in the settlement pending before the Court. West Virginia denies that this Court has personal jurisdiction over it. By this special appearance, West Virginia does not waive personal

jurisdiction and or otherwise waive any of the sovereign immunity protections afforded to the State under the Eleventh Amendment to the United States Constitution.

An affidavit of Anthony J. Majestro in support of admission *pro hac vice* is attached hereto and incorporated by reference. A proposed Order is also submitted herewith for the Court's approval and signature.

Dated: June 1, 2011

Respectfully submitted,

Anthony J. Majestro (WVSB 5165)
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Defendant.)	
)	CERTIFICATE OF SERVICE
)	BY U.S. MAIL & E-MAIL

I, Anthony J. Majestro, Special Assistant Attorney General for the State of West Virginia, do hereby certify that I have served the foregoing (1) Motion of the State of West Virginia for Admission *Pro Hac Vice* of Anthony J. Majestro; (2) Affidavit of Anthony J. Majestro in Support of Motion for Admission *Pro Hac Vice*; (3) Proposed Order for Admission *Pro Hac Vice* of Anthony J. Majestro; and (4) Notice of Special Appearance and Notice of on Intent to Appear of the State of West Virginia this 1st day of June, 2011, by depositing the same in the United States mail prepaid first-class postage, and addressed as follows:

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